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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

DIETER PENKOWICZ,

Plaintiff,

v.

C. R. BARD, INC. and BARD PERIPHERAL  
VASCULAR, INC.,

Defendants.

CASE NO. 2:21-cv-00331-JAD-NJK

**STIPULATION AND ORDER OF  
DISMISSAL WITHOUT  
PREJUDICE AS TO DEFENDANTS  
C. R. BARD, INC. AND BARD  
PERIPHERAL VASCULAR, INC.**

ECF No. 20

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned parties,  
pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), that the above-captioned case be dismissed without  
prejudice as to Defendants C. R. Bard, Inc. and Bard Peripheral Vascular, Inc., with each party to  
bear its own costs.

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**IT IS SO STIPULATED.**

DATED this 28<sup>th</sup> day of July 2021.

**FEARS NACHAWATI, PLLC**

/s/ Mike H. T. Nguyen  
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### *Counsel for Defendants*

## ORDER

Based on the parties' stipulation [**ECF No. 20**] and good cause appearing, and because this stipulation resolves all pending claims between all parties, IT IS HEREBY ORDERED that THIS ACTION IS DISMISSED with prejudice, each side to bear its own fees and costs. The **Clerk of Court** is directed to **CLOSE THIS CASE**.

  
U.S. District Judge Jennifer A. Dorsey  
Dated: August 6, 2021